



# United States Department of the Interior

## BUREAU OF LAND MANAGEMENT

Phoenix District

Lower Sonoran Field Office

21605 North 7th Avenue

Phoenix, Arizona 85027

[www.blm.gov/az/](http://www.blm.gov/az/)



In Reply Refer To:

2850 (P020)

AZAR-35339/AZA-36895

CERTIFIED MAIL-RETURN RECEIPT REQUESTED: 7016 0750 0000 5065 7559

### DECISION

Tracy Wieczorek	:	Application for a Right-of-Way Grant
Arizona Public Service Company	:	Serial No. AZA 36895
P.O. Box 53933, M.S. 3016	:	Type: Transmission Line
Phoenix, Arizona 85072-3933	:	

### Right-of-Way Grant Authorized Rental Determined

Enclosed is one of the two original right-of-way grants, grant number AZA-36895, which allows for the use of public land for Arizona Public Service Company's (APS) 12 kV transmission line and appurtenant equipment. The grant has been issued pursuant to the authority of Title V of the Federal Land Policy and Management Act (FLPMA) as amended on October 21, 1976 (90 Stat. 2776; 43 U.S.C. 1761), and is subject to the terms and conditions in 43 CFR 2800. The right-of-way (ROW) has been issued for a term of 30 years and will be effective February 9, 2016 through December 31, 2045.

The rental for the above-referenced R/W was determined to be \$4,571.06 for the term of the grant and was received on 07/14/2016.

The Master Agreement between APS and BLM, Section V. Reimbursable Costs, states that in accordance with Section 304(b) of FLPMA and 43 CFR 2804.14 and 2805.16(b), APS agrees to reimburse AZBLM for actual costs incurred by AZBLM for processing applications, and, should an application be approved, for issuing a ROW grant and monitoring the construction, operation, maintenance and termination of authorized project facilities. Further, in accordance with 43 CFR 2804.25(f), APS waives consideration of reasonable costs and agrees to pay all actual costs incurred by AZBLM related to its applications. The actual costs incurred by the BLM Hassayampa Field Office for the monitoring of ROW application AZA-36895 will be applied to the Master Agreement referenced above.

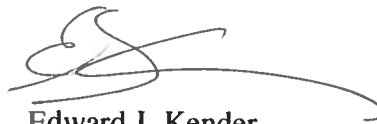
The issuance of this ROW grant constitutes a final decision by the BLM in this matter.

This decision may be appealed to the Interior Board of Land Appeals, Office of the Secretary, in accordance with the regulations contained in 43 CFR, Part 4, and the enclosed Form 1842.1, Information on Taking Appeals to the Interior Board of Land Appeals. If an appeal is taken, your notice of appeal must be filed in this office (at the above address) within 30 days from receipt of this decision. The appellant has the burden of showing that the decision appealed from is in error.

If you wish to file a petition (request) pursuant to regulation 43 CFR 2801.10 for a stay (suspension) of the effectiveness of this decision during the time that your appeal is being reviewed by the Board, the petition for a stay must accompany your notice of appeal. A petition for a stay is required to show sufficient justification based on the enclosed standards listed in Form 1842-1. Copies of the notice of appeal and the petition for a stay must also be submitted to each party named in this decision, and to the Interior Board of Land Appeals, and to the appropriate Office of the Solicitor (see 43 CFR 4.413) at the same time the original documents are filed with this office. If you request a stay, the appellant has the burden of showing that the appealed decision is in error.

Should you have any questions, please feel free to contact Michael Rice, Project Manager, at the address listed above, e-mail ([mrice@blm.gov](mailto:mrice@blm.gov)) or by phone at 623-580-5646.

Sincerely,



Edward J. Kender  
Field Manager  
Lower Sonoran Field Office

Enclosures